
No. 19-5130

In the U.S. Court of Appeals for the District of Columbia Circuit

NATIONAL WOMEN'S LAW CENTER, *ET AL.*,
Plaintiffs-Appellees,

vs.

OFFICE OF MANAGEMENT AND BUDGET, *ET AL.*,
Defendants-Appellants.

APPEAL FROM U.S. DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA

**REPRESENTATION OF INTENT TO FILE – OR MOVE FOR
LEAVE TO FILE -- *AMICUS CURIAE* BRIEF OF EAGLE
FORUM EDUCATION & LEGAL DEFENSE FUND IN
SUPPORT OF APPELLANTS AND REVERSAL**

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CORPORATE DISCLOSURE STATEMENT

Pursuant to FED. R. APP. P. 26.1 and Circuit Rule 26.1, counsel for *amicus curiae* Eagle Forum Education & Legal Defense Fund (“EFELDF”) states that (a) EFELDF is a non-profit, tax-exempt corporation under §501(c)(3) of the Internal Revenue Code with no parent corporation; (b) no publicly traded entity – or any other entity – holds a ten-percent ownership interest in EFELDF; and (c) EFELDF is an education and legal defense fund that – as relevant to this litigation – advocates for traditional American values and constitutional government, including not only the separation of powers generally but also confining the Judiciary to the case-or-controversy limits imposed by Article III of the Constitution.

Dated: August 26, 2019

Respectfully submitted,

/s/ Lawrence J. Joseph

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*Counsel for Amicus Eagle Forum Education
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CERTIFICATE AS TO PARTIES, RULINGS & RELATED CASES

Pursuant to Circuit Rule 28(a)(1), counsel for *amicus curiae* Eagle Forum Education & Legal Defense Fund presents the following certificate as to parties, rulings, and related cases.

A. Parties and *Amici*

Eagle Forum adopts Appellants' statement of parties and *amici curiae*, with the addition of Eagle Forum Education & Legal Defense Fund as an intended *amicus* or movant in this appeal.

B. Rulings Under Review

Eagle Forum adopts Appellants' statement of rulings under review.

C. Related Cases

Eagle Forum adopts the Appellants' statement of related cases.

Dated: August 26, 2019

Respectfully submitted,

/s/ Lawrence J. Joseph

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REPRESENTATION OF INTENT TO FILE AMICUS BRIEF

Pursuant to Circuit Rule 29(b), the Eagle Forum Education & Legal Defense Fund (“EFELDF”) hereby notifies the Court of its intent to file an *amicus curiae* brief in this case in support of the federal Defendants-Appellants. The Defendants-Appellants have consented to the filing of the *amicus* brief, provided that the brief is timely filed. The Plaintiffs-Appellees have not yet stated a position, but may still do so before the deadline for filing the *amicus* brief. In the absence of all parties’ consent, EFELDF will move the Court for leave to file the *amicus* brief, which primarily concerns issues of the federal courts’ Article III jurisdiction not raised by the Defendants-Appellants’ opening brief. *See Kamen v. Kemper Fin. Servs.*, 500 U.S. 90, 97 n.4 (1991) (courts’ hesitation to consider arguments raised solely by an *amicus* does not apply to jurisdictional arguments).

Dated: August 26, 2019

Respectfully submitted,

/s/ Lawrence J. Joseph

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CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of August, 2019, I have caused the foregoing document to be served on the parties' counsel via the Court's CM/ECF System.

/s/ Lawrence J. Joseph

Lawrence J. Joseph